

# TRANSMITTAL FORM

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Total Number of Pages in This Submission

|                        |                 |
|------------------------|-----------------|
| Application Number     | 09/846,116      |
| Filing Date            | 04/30/2001      |
| First Named Inventor   | Jeffery Bogatin |
| Art Unit               | 2157            |
| Examiner Name          | Najjar, Saleh   |
| Attorney Docket Number | 54330/308316    |

## ENCLOSURES (check all that apply)

- |   |  |   |
|---|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Form PTO-2038<br>113 cited patents |
|---|--|---|

## Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |                         |          |        |
|--------------|-------------------------|----------|--------|
| Firm         | KILPATRICK STOCKTON LLP |          |        |
| Signature    |                         |          |        |
| Printed Name | Catherine E. Fienning   |          |        |
| Date         | May 20, 2005            | Reg. No. | 54,095 |

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Colleen Kadian

Date

May 20, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**First Named Inventor:** Jeffery Bogatin et al.

**Art Unit:** 2157

**U.S. Serial No.:** 09/846,116

**Examiner:** Saleh Najjar

**For:** Rapid Cooking Oven With  
Broadband Communication  
Capability To Increase Ease of Use

**Attorney Docket:** 54330/308316



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*Colleen T. Kadian*  
Colleen Kadian

05/24/2005 FME TEK11 00000090 09846116

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180.00 0P

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with Rules 56, 97 and 98 of the Rules of Practice in Patent Cases (37 C.F.R. §§ 1.56, 1.97, and 1.98), the patent publications listed on the attached PTO/SB/08A are submitted for consideration by the Examiner. Copies of all cited references, with the exception of Polish Patent Application No. 44886, are enclosed.

Submission of the references provided in this Information Disclosure Statement is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specially designated as such. Also, in accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made, or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

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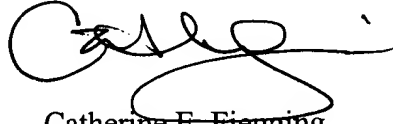
INFORMATION DISCLOSURE STATEMENT

U.S. PATENT NO. 09/846,116

Page 2

Commissioner is authorized to charge any additional fees due or credit any overpayments to  
Deposit Account No. 11-0855.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Catherine E. Fienning', with a large, stylized loop at the end.

Catherine E. Fienning  
Reg. No. 54,095

Date: May 20, 2005

KILPATRICK STOCKTON LLP  
Suite 2800, 1100 Peachtree Street  
Atlanta, Georgia 30309-4530  
(404) 815-6500  
Attorney Docket No.: 54330/308316

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**TYPE 36**  
**MAY 23 2005**  
**PATENT & TRADEMARK OFFICE**

**FREE TRANSMITTAL**  
**for FY 2005**

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$) 180

**Complete if Known**

|                      |                 |
|----------------------|-----------------|
| Application Number   | 09/846,116      |
| Filing Date          | 04/30/2001      |
| First Named Inventor | Jeffery BOGATIN |
| Examiner Name        | Saleh NAJJAR    |
| Art Unit             | 2157            |
| Attorney Docket No.  | 54330/308316    |

**METHOD OF PAYMENT (check all that apply)**

- ☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify) : American Express
- ☒ Deposit Account Deposit Account Number: 11-0855 Deposit Account Name: Kilpatrick Stockton LLP
- For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)
- ☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
- ☒ Charge any additional fee(s) or underpayments of fee(s) ☒ Credit any overpayments
- Under 37 CFR 1.16 and 1.17

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**FEE CALCULATION**

**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES |                      | SEARCH FEES |                      | EXAMINATION FEES |                      | Fees Paid (\$) |
|------------------|-------------|----------------------|-------------|----------------------|------------------|----------------------|----------------|
|                  | Fee (\$)    | Small Entity Fee(\$) | Fee(\$)     | Small Entity Fee(\$) | Fee(\$)          | Small Entity Fee(\$) |                |
| Utility          | 300         | 150                  | 500         | 250                  | 200              | 100                  | _____          |
| Design           | 200         | 100                  | 100         | 50                   | 130              | 65                   | _____          |
| Plant            | 200         | 100                  | 300         | 150                  | 160              | 80                   | _____          |
| Reissue          | 300         | 150                  | 500         | 250                  | 600              | 300                  | _____          |
| Provisional      | 200         | 100                  | 0           | 0                    | 0                | 0                    | _____          |

**2. EXCESS CLAIM FEES**

**Fee Description**

|  |              | Small Entity |               |
|--|--------------|--------------|---------------|
|  |              | Fee (\$)     | Fee (\$)      |
| Each claim over 20 (including Reissues)                                |              | 50           | 25            |
| Each independent claim over 3 (including Reissues)                     |              | 200          | 100           |
| Multiple dependent claims  |              | 360          | 180           |
| Total Claims   | Extra Claims | Fee(\$)      | Fee Paid (\$) |
| _____ -20 or HP= _____   | x _____      | = _____      |               |
| HP = highest number of total claims paid for, if greater than 20.      |              |              |               |
| Indep. Claims  | Extra Claims | Fee(\$)      | Fee Paid (\$) |
| _____ - 3 or HP= _____   | x _____      | = _____      |               |
| HP = highest number of independent claims paid for, if greater than 3. |              |              |               |

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

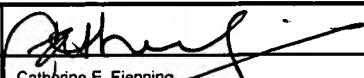
| Total Sheets        | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|---------------------|--------------|--|----------|---------------|
| _____ - 100 = _____ | / 50 = _____ | (round up to a whole number) x _____             | = _____  |               |

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge) : \_\_\_\_\_

**SUBMITTED BY**

|                   |   |                                      |              |           |              |
|-------------------|---|--------------------------------------|--------------|-----------|--------------|
| Signature         |  | Registration No.<br>(Attorney/Agent) | 54,095       | Telephone | 404-532-6938 |
| Name (Print/Type) | Catherine E. Fienning   | Date                                 | May 20, 2005 |           |              |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 5

**Complete if Known**

|                        |                 |
|------------------------|-----------------|
| Application Number     | 09/846,116      |
| Filing Date            | 04/30/2001      |
| First Named Inventor   | Jeffrey Bogatin |
| Art Unit               | 2157            |
| Examiner Name          | Najjar, Saleh   |
| Attorney Docket Number | 54330-308316    |

**U.S. PATENT DOCUMENTS**

| Examiner<br>Initials * | Cite<br>No. <sup>1</sup> | Document Number<br>Number - Kind Code <sup>2</sup> (if known) | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of<br>Cited Document | Pages, Columns, Lines, Where Relevant<br>Passages or Relevant<br>Figures Appear |
|------------------------|--------------------------|---|--------------------------------|--|---|
|                        | 1.                       | 2495429   | 10-08-1945                     | Spencer  |   |
|                        | 2.                       | 2575426   | 12-22-1947                     | Parnell  |   |
|                        | 3.                       | 2593067   | 02-13-1947                     | Spencer  |   |
|                        | 4.                       | 2605383   | 10-08-1945                     | Spencer  |   |
|                        | 5.                       | 2658742   | 01-09-1950                     | Suter, et al.                                      |   |
|                        | 6.                       | 2704802   | 04-22-1952                     | Blass, et al.                                      |   |
|                        | 7.                       | 2795054   | 10-07-1954                     | Bowen, et al.                                      |   |
|                        | 8.                       | 2827537   | 11-12-1953                     | Haagensen  |   |
|                        | 9.                       | 2885294   | 09-30-1954                     | Larson, et al.                                     |   |
|                        | 10.                      | 3074179   | 09-26-1960                     | Stelling   |   |
|                        | 11.                      | 3104303   | 04-15-1959                     | Crapuchettes                                       |   |
|                        | 12.                      | 3104305   | 04-15-1959                     | Crapuchettes                                       |   |
|                        | 13.                      | 3235971   | 11-24-1958                     | Tooby  |   |
|                        | 14.                      | 3266559   | 02-15-1963                     | Osborne  |   |
|                        | 15.                      | 3364912   | 09-22-1966                     | Dills, et al.                                      |   |
|                        | 16.                      | 3514576   | 06-24-1968                     | Hilton, et al.                                     |   |
|                        | 17.                      | 3527915   | 11-04-1968                     | Haagensen, et al.                                  |   |
|                        | 18.                      | 3532847   | 06-01-1966                     | Püschner   |   |
|                        | 19.                      | 3556817   | 03-01-1968                     | Jeppson  |   |
|                        | 20.                      | 3557334   | 02-28-1969                     | Lewis, et al.                                      |   |
|                        | 21.                      | 3578463   | 03-08-1967                     | Smith, et al.                                      |   |
|                        | 22.                      | 3619536   | 05-14-1970                     | Boehm, et al.                                      |   |
|                        | 23.                      | 3673370   | 04-03-1970                     | Johnson  |   |
|                        | 24.                      | 3676809   | 05-28-1970                     | Paine, et al.                                      |   |
|                        | 25.                      | 3692968   | 02-22-1971                     | Yasuoka  |   |
|                        | 26.                      | 3715551   | 07-01-1971                     | Peterson   |   |
|                        | 27.                      | 3785778   | 03-23-1971                     | Burstein, et al.                                   |   |

Examiner  
SignatureDate  
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STATEMENT BY APPLICANT**

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Sheet 2 of 5

**Complete if Known**

|                        |                 |
|------------------------|-----------------|
| Application Number     | 09/846,116      |
| Filing Date            | 04/30/2001      |
| First Named Inventor   | Jeffrey Bogatin |
| Art Unit               | 2157            |
| Examiner Name          | Najjar, Saleh   |
| Attorney Docket Number | 54330-308316    |

| U.S. PATENT DOCUMENTS  |                          |  |                                |  |   |
|------------------------|--------------------------|--|--------------------------------|--|---|
| Examiner<br>Initials * | Cite<br>No. <sup>1</sup> | Document Number                            | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of<br>Cited Document | Pages, Columns, Lines, Where Relevant<br>Passages or Relevant<br>Figures Appear |
|                        |                          | Number - Kind Code <sup>2</sup> (if known) |                                |  |   |
|                        | 28.                      | 3789179                                    | 04-03-1972                     | Haagensen  |   |
|                        | 29.                      | 3806689                                    | 12-06-1972                     | Kegereis, et al.                                   |   |
|                        | 30.                      | 3810248                                    | 10-12-1971                     | Risman, et al.                                     |   |
|                        | 31.                      | 3821454                                    | 12-15-1971                     | Lobel  |   |
|                        | 32.                      | 3828760                                    | 05-23-1973                     | Farber, et al.                                     |   |
|                        | 33.                      | 3851133                                    | 02-20-1974                     | Dygve, et al.                                      |   |
|                        | 34.                      | 3872603                                    | 12-05-1973                     | Williams, et al.                                   |   |
|                        | 35.                      | 3883671                                    | 05-07-1973                     | Shatila  |   |
|                        | 36.                      | 3884213                                    | 03-30-1973                     | Smith  |   |
|                        | 37.                      | 3889009                                    | 09-11-1974                     | Lipoma   |   |
|                        | 38.                      | 4004122                                    | 09-18-1974                     | Hallier  |   |
|                        | 39.                      | 4019009                                    | 02-06-1975                     | Kusunoki, et al.                                   |   |
|                        | 40.                      | 4113439                                    | 09-12-1978                     | Ookubo, et al.                                     |   |
|                        | 41.                      | 4138220                                    | 02-13-1978                     | Davies, et al.                                     |   |
|                        | 42.                      | 4154861                                    | 05-19-1976                     | Smith  |   |
|                        | 43.                      | 4178494                                    | 11-10-1977                     | Bottalico, et al.                                  |   |
|                        | 44.                      | 4233495                                    | 12-15-1978                     | Scoville, et al.                                   |   |
|                        | 45.                      | 4289792                                    | 03-16-1979                     | Smith  |   |
|                        | 46.                      | 4311895                                    | 08-31-1979                     | Tanabe   |   |
|                        | 47.                      | 4316069                                    | 12-03-1979                     | Fitzmayer  |   |
|                        | 48.                      | 4336434                                    | 08-15-1980                     | Miller   |   |
|                        | 49.                      | 4337384                                    | 07-30-1980                     | Tanaka, et al.                                     |   |
|                        | 50.                      | 4354083                                    | 11-05-1980                     | Staats   |   |
|                        | 51.                      | 4377109                                    | 05-22-1981                     | Brown, et al.                                      |   |
|                        | 52.                      | 4384191                                    | 11-17-1981                     | Guibert  |   |
|                        | 53.                      | 4396817                                    | 03-31-1980                     | Eck, et al.  |   |
|                        | 54.                      | 4405850                                    | 04-15-1981                     | Edgar  |   |

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SignatureDate  
Considered

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Sheet 3 of 5

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| U.S. PATENT DOCUMENTS |                       |  |                                |  |   |
|-----------------------|-----------------------|--|--------------------------------|--|---|
| Examiner Initials *   | Cite No. <sup>1</sup> | Document Number                            | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of<br>Cited Document | Pages, Columns, Lines, Where Relevant<br>Passages or Relevant<br>Figures Appear |
|                       |                       | Number - Kind Code <sup>2</sup> (if known) |                                |  |   |
|                       | 55.                   | 4409453                                    | 07-22-1981                     | Smith  |   |
|                       | 56.                   | 4419374                                    | 09-02-1982                     | Pei  |   |
|                       | 57.                   | 4437451                                    | 08-17-1981                     | Wysong   |   |
|                       | 58.                   | 4439459                                    | 03-08-1982                     | Swartley   |   |
|                       | 59.                   | 4460332                                    | 09-27-1982                     | Lawler, et al.                                     |   |
|                       | 60.                   | 4471000                                    | 08-13-1982                     | Brown, et al.                                      |   |
|                       | 61.                   | 4492569                                    | 02-28-1983                     | Vesterguard  |   |
|                       | 62.                   | 4494525                                    | 04-02-1980                     | Alberton   |   |
|                       | 63.                   | 4533809                                    | 03-12-1984                     | Eke  |   |
|                       | 64.                   | 4568810                                    | 01-17-1984                     | Carmean  |   |
|                       | 65.                   | 4587393                                    | 12-28-1984                     | Ueda   |   |
|                       | 66.                   | 4647746                                    | 07-08-1985                     | Eke  |   |
|                       | 67.                   | 4648378                                    | 01-07-1986                     | Nishikawa  |   |
|                       | 68.                   | 4687895                                    | 07-30-1984                     | Chitre, et al.                                     |   |
|                       | 69.                   | 4778970                                    | 01-14-1988                     | Klaila   |   |
|                       | 70.                   | 4794219                                    | 07-05-1988                     | Eke  |   |
|                       | 71.                   | 4835351                                    | 06-23-1988                     | Smith, et al.                                      |   |
|                       | 72.                   | 4839494                                    | 06-03-1988                     | Vulpe  |   |
|                       | 73.                   | 4839502                                    | 03-21-1988                     | Swanson, et al.                                    |   |
|                       | 74.                   | 4841125                                    | 06-23-1988                     | Edamura  |   |
|                       | 75.                   | 4951645                                    | 12-13-1988                     | Luebke, et al.                                     |   |
|                       | 76.                   | 4952763                                    | 12-19-1989                     | Fritz (deceased)                                   |   |
|                       | 77.                   | 4960100                                    | 03-13-1989                     | Pellicane  |   |
|                       | 78.                   | 4999471                                    | 06-05-1989                     | Guarneri, et al.                                   |   |
|                       | 79.                   | 5025775                                    | 06-04-1990                     | Crisp  |   |
|                       | 80.                   | 5089679                                    | 08-22-1989                     | Eke  |   |
|                       | 81.                   | 5128158                                    | 03-22-1991                     | Chartrain  |   |
|                       | 82.                   | 5134263                                    | 09-29-1988                     | Smith, et al.                                      |   |

|                    |  |                 |  |
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| Examiner Signature |  | Date Considered |  |
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Sheet 4 of 5

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|                        |                 |
|------------------------|-----------------|
| Application Number     | 09/846,116      |
| Filing Date            | 04/30/2001      |
| First Named Inventor   | Jeffrey Bogatin |
| Art Unit               | 2157            |
| Examiner Name          | Najjar, Saleh   |
| Attorney Docket Number | 54330-308316    |

| U.S. PATENT DOCUMENTS  |                          |  |                                |  |   |
|------------------------|--------------------------|--|--------------------------------|--|---|
| Examiner<br>Initials * | Cite<br>No. <sup>1</sup> | Document Number                            | Publication Date<br>MM-DD-YYYY | Name of Patentee or Applicant of<br>Cited Document | Pages, Columns, Lines, Where Relevant<br>Passages or Relevant<br>Figures Appear |
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**FOREIGN PATENT DOCUMENTS**

| Examiner<br>Initials* | Cite<br>No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited<br>Document | Pages, Columns,<br>Lines, Where<br>Relevant Passages or<br>Relevant Figures<br>Appear | T <sup>6</sup> |
|-----------------------|--------------------------|---|--------------------------------|---|---|----------------|
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\*Also published as U.S. Patent No. 4,113,439

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